

ASSEMBLY BILL

No. 131

Introduced by Assembly Member Jerome Horton

January 16, 2003

An act to amend Section 12012.75 of the Government Code, relating to tribal gaming, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

AB 131, as introduced, Jerome Horton. Indian tribes: tribal-state gaming compacts.

Existing federal law, the Indian Gaming Regulatory Act of 1988, provides for the negotiation and execution of tribal-state gaming compacts for the purpose of authorizing certain gaming activities on Indian lands within a state. Existing California law expressly ratifies specified tribal-state gaming compacts and creates the Indian Gaming Revenue Sharing Trust Fund, a special fund within the State Treasury, for the receipt and deposit of moneys derived from gaming license fees paid pursuant to the terms of the gaming compacts. Under existing law, moneys within the Indian Gaming Revenue Sharing Trust Fund are available to the California Gambling Control Commission upon appropriation by the Legislature for the purpose of making distributions to noncompact tribes.

This bill would instead continuously appropriate moneys in the Indian Gaming Revenue Sharing Trust Fund to the California Gambling Control Commission for the purpose of making those distributions.

Vote: majority. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 12012.75 of the Government Code is
2 amended to read:
3 12012.75. There is hereby created in the State Treasury a
4 special fund called the “Indian Gaming Revenue Sharing Trust
5 Fund” for the receipt and deposit of moneys derived from gaming
6 device license fees that are paid into the fund pursuant to the terms
7 of tribal-state gaming compacts for the purpose of making
8 distributions to noncompact tribes. ~~Moneys~~ *Notwithstanding*
9 *Section 13340, moneys in the Indian Gaming Revenue Sharing*
10 Trust Fund ~~shall be available~~ *are hereby continuously*
11 *appropriated* to the California Gambling Control Commission;
12 ~~upon appropriation by the Legislature,~~ for the purpose of making
13 distributions to noncompact tribes, in accordance with distribution
14 plans specified in tribal-state gaming compacts.

